

STATE OF WISCONSIN, CIRCUIT COURT, \_\_\_\_\_ COUNTY

IN THE INTEREST OF

**Order for Temporary  
Physical Custody**☐ Secure☐ Nonsecure\_\_\_\_\_  
Name\_\_\_\_\_  
Date of Birth

Case No. \_\_\_\_\_

A request for temporary physical custody has been filed with the court. A hearing for temporary physical custody was held on \_\_\_\_\_, which is the effective date of this order.

**THE COURT FINDS** the child/juvenile is in the jurisdiction of this court and probable cause exists to believe that the:

- ☐ 1. Juvenile will commit injury to person or property of others.
- ☐ 2. Child/juvenile will ☐ cause injury to self. ☐ be subject to injury by others.
- ☐ 3. Parent, guardian, legal custodian or other responsible adult is ☐ neglecting ☐ refusing ☐ unable ☐ unavailable to provide adequate supervision and care.
- ☐ 4. Child/juvenile will run away or be taken away, making the child/juvenile unavailable for further court proceedings.
- ☐ 5. Child/juvenile is not subject to the federal Indian Child Welfare Act.
- ☐ 6. Parent has relinquished custody of the child.

**For secure custody, the court further finds that probable cause exists to believe that:**

- ☐ 1. The juvenile has committed a delinquent act and there is a substantial risk of ☐ physical harm to another. ☐ running away.
- ☐ 2. The juvenile is a ☐ fugitive from another state ☐ runaway from a secure correctional facility, and there has been no reasonable opportunity to return the juvenile.
- ☐ 3. A protective order has been issued and the child/juvenile consents in writing to the custody.
- ☐ 4. The child/juvenile has run away or committed a delinquent act while in nonsecure custody.
- ☐ 5. The juvenile is alleged/adjudicated delinquent and is a runaway from another county and would run away from nonsecure custody.
- ☐ 6. The juvenile is subject to adult criminal court jurisdiction and is under 15 years of age.

**For secure custody in a jail, the court further finds that:**

- ☐ 1. No other secure detention facility approved by DOC or the county is available.
- ☐ 2. The juvenile presents a substantial risk of physical harm to others in the secure detention facility.

**For all custody outside of the home, the court further finds that:**

1. Continuation of residence in the home at this time is contrary to the child's/juvenile's welfare because:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2. Reasonable efforts to prevent removal and return child/juvenile safely home were:

*(Complete one of the following.)*

☐ made by the department or agency responsible for providing services in the following manner:

\_\_\_\_\_  
\_\_\_\_\_

☐ not possible due to the following emergency situation:

\_\_\_\_\_  
\_\_\_\_\_

☐ not required under §§48.355(2d) and 938.355(2d) because: \_\_\_\_\_  
\_\_\_\_\_

☐ required, but good cause has been shown why sufficient information is not available to enable the court to make the necessary findings. This hearing is continued until (date): \_\_\_\_\_  
not to exceed 5 days

☐ required, but the department or agency responsible for providing services failed to make reasonable efforts.

3. As to the department or agency recommendation:

☐ a. The placement location recommended by the department or agency is adopted.  
OR

☐ b. After giving bona fide consideration to the recommendations of the department or agency and all parties, the placement location recommended is not adopted.

**THE COURT ORDERS:**

☐ 1a. The child/juvenile be held in temporary **secure custody** at:

OR

☐ 1b. The child/juvenile be held in temporary **nonsecure custody** at:

☐ 2. While in a nonsecure placement above, the child/juvenile shall also be monitored by an electronic monitoring system.

☐ 3. Other conditions of custody: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

☐ 4. The parent(s)/guardian shall contribute toward the expenses of custody/services in the amount of

☐ \$ \_\_\_\_\_

☐ to be determined by (agency): \_\_\_\_\_.

5. Transportation to the placement and any return to court shall be provided by:

6. The next hearing date is \_\_\_\_\_ at \_\_\_\_\_ ☐ a.m. ☐ p.m.

☐ 7. The petition for temporary physical custody is denied.

Name and Address of Placement:

**BY THE COURT:**

Distribution:

1. Original - Court
2. Placement Facility
3. Child/Juvenile/Parents/Attorneys
4. Social Worker/Intake Worker

\_\_\_\_\_  
Circuit Court Judge/Circuit Court Commissioner

\_\_\_\_\_  
Name Printed or Typed

\_\_\_\_\_  
Date